

18-1126
PP

COMPLAINT

(for filers who are prisoners without lawyers)

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF WISCONSIN

(Full name of plaintiff(s))

Craig L. Miller

v.

Case Number:

18-C-1126

(Full name of defendant(s))

(to be supplied by Clerk of Court)

Judy Smith, Warden, Oshkosh Correc-
tional Institution, and Robert Humphreys,
Warden, Kettle Moraine Correctional
Institution, and Carol Straks, Total Medical Staffing

A. PARTIES

1. Plaintiff is a citizen of Wisconsin, and is located at
(State)

W9071 Forest Drive, Plymouth, Wisconsin 53703
(Address of prison or jail)

(If more than one plaintiff is filing, use another piece of paper.)

2. Defendant Carol Straks (Name)

is (if a person or private corporation) a citizen of WISCONSIN
(State, if known)

and (if a person) resides at 905 953 Wilcox St. Apt 101
(Address, if known)

and (if the defendant harmed you while doing the defendant's job)

worked for Total Medical Staffing & Department of Corrections
(Employer's name and address, if known)

(If you need to list more defendants, use another piece of paper.)

B. STATEMENT OF CLAIM

On the space provided on the following pages, tell:

1. Who violated your rights;
2. What each defendant did;
3. When they did it;
4. Where it happened; and
5. Why they did it, if you know.

Carol Straks, while working as a nurse/employee at Total
Medical Staffing while also a staff member of the Wisconsin Dept.
of Corrections at the Oshkosh Correctional Institution, sexually
assaulted this plaintiff on a nearly daily basis from approximately
July 7, 2011 through July 25, 2012. Ms. Straks was permitted free
rein to manipulate and sexually victimize plaintiff while recruiting
other inmates to also victimize (See, Exhibit A):

Defendant Carol Straks also supplied narcotic pain pills
to plaintiff . . . to the point that plaintiff became addicted to
opiate and other medications.

Judy P. Smith, Warden at OSCI, failed to provide for a

safe prison environment for plaintiff, and deprived plaintiff of
equal protection under the law.

Robert Humphreys, while working in his capacity as the
Warden at the Kettle Moraine Correctional Institution, created/
permitted a hostile environment for plaintiff, defamed plaintiff's
character, as retaliation for plaintiff's filing criminal charges
against Department of Corrections co-worker. (See, Exhibits C & D)

As a direct consequence of the actions and omissions by
these above-named defendants, plaintiff has lost his wife and
family . . . and so much more.

C. JURISDICTION

☒ I am suing for a violation of federal law under 28 U.S.C. § 1331.

OR

☐ I am suing under state law. The state citizenship of the plaintiff(s) is (are) different from the state citizenship of every defendant, and the amount of money at stake in this case (not counting interest and costs) is \$_____.

D. RELIEF WANTED

Describe what you want the Court to do if you win your lawsuit. Examples may include an award of money or an order telling defendants to do something or to stop doing something.

I request an Order directing the Wisconsin Dept.
of Corrections and its agents to cease and desist any
retalitory actions [against me] relative to my victimization
by defendant Carol Straks, and Order the defendant's and their
agents to correct and rectify their selfserving decisions
which were concocted to cloak the illegal actions of defendant
Straks by labeling me a liar or attempting to marginalize the
allegations against defendant Straks.

I request compensatory and punitive damages, and any
other relief that is appropriate and just.

I request that the court appoint me with counsel.

E. JURY DEMAND

I want a jury to hear my case.

☒ - YES

☐ - NO

I declare under penalty of perjury that the foregoing is true and correct.

Complaint signed this 16 day of July 2018.

Respectfully Submitted,

Craig L. Miller
Signature of Plaintiff

40569
Plaintiff's Prisoner ID Number

Kettle Moraine Correctional Inst.
P.O. 282 Plymouth WI, 53073
(Mailing Address of Plaintiff)

(If more than one plaintiff, use another piece of paper.)

REQUEST TO PROCEED IN DISTRICT COURT WITHOUT PREPAYING THE FULL FILING FEE

☐ I DO request that I be allowed to file this complaint without paying the filing fee. I have completed a Request to Proceed in District Court without Prepaying the Full Filing Fee form and have attached it to the complaint.

☒ I DO NOT request that I be allowed to file this complaint without prepaying the filing fee under 28 U.S.C. § 1915, and I have included the full filing fee with this complaint.